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TAM:LBS:mel:2002V00410

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

MANUEL RAMOS,	:
Plaintiff	:
	:
v.	: Civil No. 1:CV-00-1957
	: (Jones, J.)
MARGARET HARDEN, Warden,	: (Smyser, M.J.)
et al.,	:
Defendants	:

PETITION FOR WRIT OF  
HABEAS CORPUS AD TESTIFICANDUM

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Defendants United States of America, Bussanich, and Velasco, respectfully request the Court to issue a writ of habeas corpus ad testificandum to return plaintiff to the Middle District of Pennsylvania. In support of this request, defendants state the following:

1. On April 9, 2003, at 10:00 a.m., counsel for defendants United States of America, Bussanich, and Velasco, having leave of Court<sup>1</sup>, will take the deposition of plaintiff, Manuel Ramos, at the United States Penitentiary in Lewisburg, Pennsylvania.

2. Plaintiff, Manuel Ramos, Reg. No. 37563-053, is an inmate now in the custody of the Warden of the United States

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<sup>1</sup> Rule 30(a)(2) of the Federal Rules of Civil Procedure requires leave of court to depose an individual confined in prison. Defendants understand paragraph 4 of the Court's November 25, 2002, Case Management Order as granting leave for the inmate plaintiff's deposition.

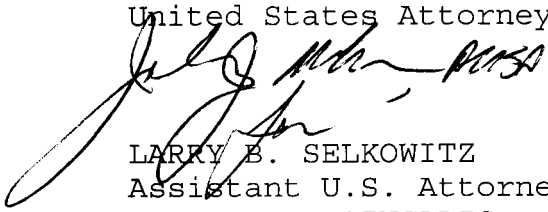
Penitentiary, 5880 State Highway, 67 South, P. O. Box 7000, Florence, Colorado, 81226, by virtue of certain writs and judgments and commitments of the United States Courts for a District or Districts and State or States within the United States, copies of which are in the possession of the said Warden.

3. The deposition of plaintiff, Manuel Ramos, is necessary for the factual development of this case.

WHEREFORE, defendants United States of America, Bussanich, and Velasco request that the Court grant and issue a writ of habeas corpus ad testificandum to have plaintiff Manuel Ramos produced at the United States Penitentiary in Lewisburg, Pennsylvania, on April 9, 2003, at 10:00 a.m., to provide his oral deposition.

Respectfully submitted,

THOMAS A. MARINO  
United States Attorney



LARRY B. SELKOWITZ  
Assistant U.S. Attorney  
MICHELE E. LINCALIS  
Paralegal Specialist  
316 Federal Building  
240 West Third Street  
Williamsport, PA 17703

Dated: January 24, 2003

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

MANUEL RAMOS, :  
Plaintiff :  
 :  
v. : Civil No. 1:CV-00-1957  
 : (Jones, J.)  
MARGARET HARDEN, Warden, : (Smyser, M.J.)  
et al., :  
Defendants :

CERTIFICATE OF SERVICE BY MAIL

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion as to be competent to serve papers.

That on January 24, 2003, she served a copy of the attached

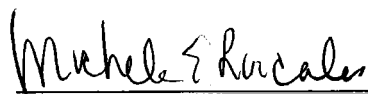
**PETITION FOR WRIT OF  
HABEAS CORPUS AD TESTIFICANDUM**

by placing said copy in a postpaid envelope addressed to the person hereinafter named, at the place and address stated below, which is the last known address, and by depositing said envelope and contents in the United States Mail at Williamsport, Pennsylvania.

Addressee:

Andrew J. Ostrowski, Esquire  
BAILEY, STRETTON & OSTROWSKI  
4311 North Sixth Street  
Harrisburg, PA 17110

Patrick T. O'Connell, Esquire  
SABA, ENDLER & ASSOCIATES, L.L.P.  
106 West Front Street  
Berwick, PA 18603

  
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MICHELE E. LINCALIS  
Paralegal Specialist